

EXHIBIT 17

Christopher Markos

From: Elizabeth L. Kramer <ekramer@laverylaw.com>
Sent: Wednesday, April 13, 2022 11:26 AM
To: Christopher Markos; Cathleen A. Sheaffer; jessicdavi@pa.gov; KHull@mcneeslaw.com; Chris Gerber (cpgerber@sianalaw.com); Boynton, Alan (ABoynton@mcneeslaw.com); rich@raiderslaw.com; lbedell@attorneygeneral.gov; Carfley, Stephanie (SCarfley@mcneeslaw.com); Connie E. Henderson (cehenderson@sianalaw.com)
Cc: Frank J. Lavery, Jr.; Aimee Paukovits; Mindy S. Kushner
Subject: RE: Gerhart, Ellen, et al. v. Energy Transfer Partners, et al. - Defendant TigerSwan's Responses to Plaintiff's 2nd Set of Requests for Production of Documents

Chris,

I don't think that is necessarily what the Request is asking. It is phrased in a way that it is based off Nick Johnson's deposition testimony. I see no reason at this point to revise our client's response to the request; however, as you have indicated that you are going to be serving additional discovery requests on TigerSwan, I would suggest clarifying this request in those forthcoming requests if you do not feel that our response gets at what you were seeking to ask for.

Thanks,

Elizabeth L. Kramer, Esquire

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Harrisburg, PA 17108

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From: Christopher Markos [mailto:cmarkos@williamscedar.com]

Sent: Monday, April 11, 2022 4:13 PM

To: Elizabeth L. Kramer; Cathleen A. Sheaffer; jessicdavi@pa.gov; KHull@mcneeslaw.com; Chris Gerber (cpgerber@sianalaw.com); Boynton, Alan (ABoynton@mcneeslaw.com); rich@raiderslaw.com; lbedell@attorneygeneral.gov; Carfley, Stephanie (SCarfley@mcneeslaw.com); Connie E. Henderson (cehenderson@sianalaw.com)

Cc: Frank J. Lavery, Jr.; Aimee Paukovits; Mindy S. Kushner

Subject: RE: Gerhart, Ellen, et al. v. Energy Transfer Partners, et al. - Defendant TigerSwan's Responses to Plaintiff's 2nd Set of Requests for Production of Documents

If your response is that, without qualification, there is no agreement, then I've misunderstood. If that's the case, please confirm, and no further discussion or action would be necessary.

Christopher Markos, Esq.

WILLIAMS CEDAR

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Philadelphia, PA 19107

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[NOTE OUR NEW ADDRESS](#)

From: Christopher Markos

Sent: Monday, April 11, 2022 3:54 PM

To: 'Elizabeth L. Kramer' <ekramer@laverylaw.com>; Cathleen A. Sheaffer <CSheaffer@laverylaw.com>; jessicdavi@pa.gov; KHull@mcneeslaw.com; Chris Gerber (cpgerber@sianalaw.com) <cpgerber@sianalaw.com>; Boynton, Alan (ABoynton@mcneeslaw.com) <ABoynton@mcneeslaw.com>; rich@raiderslaw.com; lbedell@attorneygeneral.gov; Carfley, Stephanie (SCarfley@mcneeslaw.com) <SCarfley@mcneeslaw.com>; Connie E. Henderson (cehenderson@sianalaw.com) <cehenderson@sianalaw.com>

Cc: Frank J. Lavery, Jr. <flavery@laverylaw.com>; Aimee Paukovits <apaukovits@laverylaw.com>; Mindy S. Kushner <MKushner@laverylaw.com>

Subject: RE: Gerhart, Ellen, et al. v. Energy Transfer Partners, et al. - Defendant TigerSwan's Responses to Plaintiff's 2nd Set of Requests for Production of Documents

I'm taking issue with the qualification that there is no document "that would pertain to any alleged work Nick Johnson performed in relation to the Mariner East II Pipeline." That was a limitation you supplied, not from the request, and, for the reasons I've already stated, unwarranted since the existence of the agreement does not seek information about "conduct concerning pipeline projects in other states that are wholly unrelated to the Mariner 2 East pipeline," but rather the employment/agency relationship between the two defendants.

Christopher Markos, Esq.

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[NOTE OUR NEW ADDRESS](#)

From: Elizabeth L. Kramer <ekramer@laverylaw.com>

Sent: Monday, April 11, 2022 3:51 PM

To: Christopher Markos <cmarkos@williamscedar.com>; Cathleen A. Sheaffer <CSheaffer@laverylaw.com>; jessicdavi@pa.gov; KHull@mcneeslaw.com; Chris Gerber (cpgerber@sianalaw.com) <cpgerber@sianalaw.com>; Boynton, Alan (ABoynton@mcneeslaw.com) <ABoynton@mcneeslaw.com>; rich@raiderslaw.com; lbedell@attorneygeneral.gov; Carfley, Stephanie (SCarfley@mcneeslaw.com) <SCarfley@mcneeslaw.com>; Connie E.

Henderson (cehenderson@sianalaw.com) <cehenderson@sianalaw.com>

Cc: Frank J. Lavery, Jr. <flavery@laverylaw.com>; Aimee Paukovits <apaukovits@laverylaw.com>; Mindy S. Kushner <MKushner@laverylaw.com>

Subject: RE: Gerhart, Ellen, et al. v. Energy Transfer Partners, et al. - Defendant TigerSwan's Responses to Plaintiff's 2nd Set of Requests for Production of Documents

Chris,

Request No. 3 asks us to guess or interpret Nick Johnson's state of mind in order to produce documents. We cannot know what he was thinking. However, it is our position that that no such agreement between TigerSwan and Nick Johnson exists that would prevent Nick Johnson from testifying as to the questions he was posed with on the pages referenced in the request. Therefore, our answer is none and we even clarified that there is no Non-Disclosure Agreement between Defendant TigerSwan and Defendant Nick Johnson that would pertain to any alleged work Nick Johnson performed in relation to the Mariner East II Pipeline. That answer ties into our response to Request No. 4.

Therefore, I am confused as to what else you are looking for?

Thanks,

Elizabeth L. Kramer, Esquire

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From: Christopher Markos [<mailto:cmarkos@williamscedar.com>]

Sent: Monday, April 11, 2022 3:39 PM

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Alan (ABoynton@mcneeslaw.com); rich@raiderslaw.com; lbedell@attorneygeneral.gov; Carfley, Stephanie (SCarfley@mcneeslaw.com); Connie E. Henderson (cehenderson@sianalaw.com)

Cc: Frank J. Lavery, Jr.; Elizabeth L. Kramer; Aimee Paukovits; Mindy S. Kushner

Subject: RE: Gerhart, Ellen, et al. v. Energy Transfer Partners, et al. - Defendant TigerSwan's Responses to Plaintiff's 2nd Set of Requests for Production of Documents

With respect to your answers #s 3-4, I will simply refer to my letter from earlier today addressed to Chris Gerber. The request for agreements between Nick Johnson and TigerSwan – contemporaneous with the time when he was posting on PA Progress - does not seek information about "conduct concerning pipeline projects in other states that are wholly unrelated to the Mariner 2 East pipeline." Please provide any responsive agreement within 15 days.

Christopher Markos, Esq.

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From: Cathleen A. Sheaffer <CSheaffer@laverylaw.com>

Sent: Monday, April 11, 2022 3:04 PM

To: Christopher Markos <cmarkos@williamscedar.com>; jessicdavi@pa.gov; KHull@mcneeslaw.com; Chris Gerber (cpgerber@sianalaw.com) <cpgerber@sianalaw.com>; Boynton, Alan (ABoynton@mcneeslaw.com) <ABoynton@mcneeslaw.com>; rich@raiderslaw.com; lbedell@attorneygeneral.gov; Carfley, Stephanie (SCarfley@mcneeslaw.com) <SCarfley@mcneeslaw.com>; Connie E. Henderson (cehenderson@sianalaw.com) <cehenderson@sianalaw.com>

Cc: Frank J. Lavery, Jr. <flavery@laverylaw.com>; Elizabeth L. Kramer <ekramer@laverylaw.com>; Aimee Paukovits <apaukovits@laverylaw.com>; Mindy S. Kushner <MKushner@laverylaw.com>

Subject: RE: Gerhart, Ellen, et al. v. Energy Transfer Partners, et al. - Defendant TigerSwan's Responses to Plaintiff's 2nd Set of Requests for Production of Documents

I am writing to provide you with Defendant TigerSwan's Responses to Plaintiff's 2nd Set of Requests for Production of Documents and document production (batestamped - " DF TigerSwan 2013-2025") in the above referenced matter.

Thank you for your attention to this matter.

Cathy

Cathleen A. Sheaffer, RP®, Pa. C.P.

Senior Paralegal

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